

JAN-18-2005 17:28

K G R and M

JAN 18 2005

202 659 8822

P.01

PTO/SB/21 (09-04)

Approved for use through 07/31/2008, OMB 0651-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number 10/730,040
Filing Date 12/09/2003
First Named Inventor Matthew BULLOCK
Art Unit 3612
Examiner Name Stephen GORDON
Attorney Docket Number 10.065.024

ENCLOSURES (Check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☒ Amendment/Reply
 - ☐ After Final
 - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Reply to Missing Parts/Incomplete Application
 - ☐ Reply to Missing Parts under 37 CFR 1.52 or 1.53

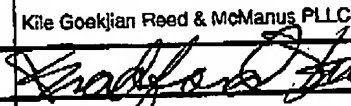
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
 - ☐ Petition to Convert to a Provisional Application
 - ☐ Power of Attorney, Revocation
 - ☐ Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) _____
- ☐ Landscape Table on CD

- ☐ After Allowance Communication to TC
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☐ Other Enclosure(s) (please identify below):

Remarks

Reply to office action of 12/20/04 is attached.

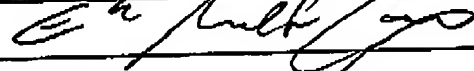
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name Kile Goekjian Reed & McManus PLLC
Signature 
Printed name Bradford Kile
Date 01/18/05

Reg. No. 25,223

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature 
Typed or printed name Eduardo M. Silva
Date 01/18/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED**
CENTRAL FAX CENTER
JAN 18 2005

In re application of:

Matthew Bullock

Serial No. 10/730,040

Filed: 12/09/2003

For: Cargo Restraint System and Method

Examiner: Stephen Gordon

Art Unit: 3612

Attorney's Docket No.: 10.065.024

ELECTION OF INVENTION
IN RESPONSE TO RESTRICTION REQUIREMENTCommissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

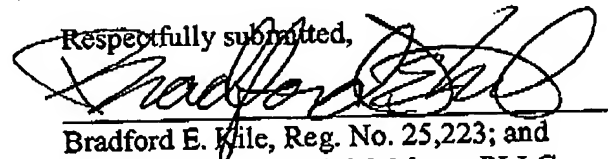
In response to an Office Action mailed 12/20/2004, applicant elects for immediate prosecution claims 1-12, without prejudice, to filing a divisional application directed to the subject matter of claims 13-22.

Applicant traverses the request for restriction and believes that the subject matter of claims 13-22 is not distinct as compared with the subject matter of claims 1-12 and therefore applicants request reconsideration of the request for restriction. In companion applications serial Nos. 10/730,024 and 10/730,625 the USPTO, through Examiner Chenevert (Art Unit 3612) has examined both method and apparatus claims, in the same application, and all claims in both applications currently stand allowed.

Early reconsideration and withdrawal of the requirement for restriction is respectfully solicited. No fee is deemed necessary in connection with this election of invention.

Date: January 18, 2005

Respectfully submitted,



Bradford E. Kile, Reg. No. 25,223; and
Kile Goekjian Reed & McManus PLLC
1200 New Hampshire Ave., NW
Washington, D.C. 20036
Tel: (202) 659-8000
Fax: (202) 639-8822